

**WILLIAMSBURG  
ARCHITECTURAL REVIEW BOARD MINUTES  
Tuesday, April 9, 2002**

**CALL TO ORDER AND ATTENDANCE**

The regular semimonthly Architectural Review meeting was held on Tuesday, April 9, 2002, at 6:30 p.m. in the third Floor Conference Room of the Municipal Building.

Chairman Williams called the meeting to order. Present in addition to Mr. Williams were Board members Ms. Williams, Mr. Freiling, Mr. Brendel, Mr. Walker (arrived late), Mr. Sandbeck. Absent was Board member Mr. Spence. Also present were Zoning Administrator Murphy and Zoning Officer Beck.

**CONSENT AGENDA**

Mr. Brendel motioned to approve the consent agenda minus ARB# 25-02.

**ARB# 31-02 Lo-Dog/501 Prince George Street – Exterior Change – (fence, awnings & wrought iron tables & chairs) – approved.**

**ARB# 33-02 CWF/522 East Francis Street – Accessory Building (well pump building) – approved.**

**ARB**

**SIGN# 14-02 The Flower Cupboard/205 North Boundary Street – Awning – approved.**

**ARB**

**SIGN# 15-02 CWF/201 Penniman Road – Free-standing Sign – approved.**

**Recorded vote on the motion:**

Aye: Ms. Williams, Mr. Freiling, Mr. Williams, Mr. Brendel, and Mr. Sandbeck.

Nay: None.

Absent: Mr. Spence and Mr. Walker.

Abstain: Mr. Freiling and Mr. Sandbeck from ARB# 33-02 & Sign# 15-02.

**ARB# 25-02 Bamforth/ 509 Tyler Street – Fence**

Debra Wagner, a representative for the adjacent property owner, and Cheryl Foster, a neighbor, were present to discuss their concerns about the fence. Ms. Foster noted that she has been out of town and wanted to know what the Bamforth's proposed for the fence. Ms. Murphy presented the plan to the Board

and explained the proposal since Mr. Bamforth was not present. Ms. Foster stated the person she is representing is concerned with the proximity of the privacy fence to the property line because it would not leave a lot of space between their rental dwelling and the fence. Copies of the plans were given to both neighbors that indicate the proposed fence location.

There were no further questions or comments from the public and the public comment period was closed.

Mr. Williams motioned to approve ARB# 25-02 condition upon the fence being painted to match the dwelling, the finish side facing the neighbor and that the six-foot fence not extend forward of the dwelling towards the street as proposed by staff.

**Recorded vote on the motion:**

Aye: Ms. Williams, Mr. Freiling, Mr. Williams, Mr. Brendel, and Mr. Sandbeck.  
Nay: None.  
Absent: Mr. Spence and Mr. Walker.  
Abstain: None.

**ARB# 32-02 Lone G, Inc./719 Richmond Road – Exterior Change –  
(retroactive approval of nine windows)**

Mr. Walker arrived.

Greg Granger, the owner, was present to discuss the application with the Board. He noted that in 1996, Campbell Contracting had been hired to replace all the windows on the dwelling. Because the windows were so expensive only nine windows were replaced on the front elevation of the dwelling. He further stated that Campbell Contracting was hired with the understanding that Campbell Contracting was responsible for obtaining permits and approval from the Architectural Review Board. Since that time, Campbell Contracting has gone out of business. Mr. Granger noted that he requested John Catlett, the City's Building Official to perform a property maintenance inspection a few months ago and that during that inspection Mr. Catlett noted that the windows had been replaced and asked if the Architectural Review Board had approved the replacement windows. Mr. Granger stated that he was not trying to get by with something, but he honestly did not know that the permits and Architectural Review Board approval was never granted.

The Board was sympathetic with Mr. Granger's situation, but felt if they approved vinyl windows with interior muntins for a dwelling listed on the City's Listing of Locally Significant Architecture that it would convey the wrong message i.e., applicants could ignore the ***Design Review Guidelines***, perform work without

approval and prevail even if the application does not meet the ***Design Review Guidelines***. Therefore, it was the consensus of the Board that the nine windows that were installed without approval would have to be replaced with windows that met the ***Design Review Guidelines***.

Chairman Williams asked if anyone in the audience would like to comment on this proposal.

Mr. & Ms. Robert Casey, 721 Richmond Road spoke in favor of approving the windows for the following reasons:

- The replacement windows are more energy efficient than original windows.
- The replacement windows reduce noise.
- The replacement windows look better than the original windows.

The Board thanked the Casey's for their comments and explained that there were several window companies that made windows that would meet the ***Design Review Guidelines*** and were energy efficient.

No other comments were received and the comment period was closed.

A lengthy discussion followed with the Board trying to agree on a time limit for the replacement windows to be replaced with windows meeting the ***Design Review Guidelines***.

Mr. Williams motioned to take the following action on ARB# 32-02:

- That the record reflects that the house currently does not conform to the Architectural Review Board's ***Design Review Guidelines***.
- That the nine windows on the front elevation of the dwelling (which were replaced without approval from the Board) shall be replaced with windows that meet the ***Design Review Guidelines*** by April 9, 2007 (5yrs).
- If other windows on the dwelling need replacement prior to April 9, 2007, then the nine windows shall be replaced at that time to achieve required conformity. The Board noted that any future replacement windows must receive approval from the Architectural Review Board before replacement.
- That if the dwelling is sold before April 9, 2007 then the nine windows on the front elevation must be replaced with windows that meet the ***Design Review Guidelines*** prior to the sale of the dwelling.

Mr. Brendel stated that he would vote against the motion because he felt five years was too long of a time period for the violation to be abated.

**Recorded vote on the motion:**

Aye: Ms. Williams, Mr. Freiling, Mr. Williams, Mr. Walker, and Mr. Sandbeck

Nay: Mr. Brendel.  
Absent: Mr. Spence.  
Abstain: None.

### **CORRIDOR PROTECTION DISTRICT**

#### **ARB# 29-02 Rocky's Ice Cream/1351 Richmond Road - Exterior change (add two picnic tables and two benches)**

Mr. Tessino was present to discuss his revised plan for the "Rocky's Ice Cream" seating area based on comments received at the last meeting. The Board reviewed the revised plans and agreed that the two benches and two picnic tables and landscaping proposed were acceptable.

Mr. Walker motioned to approve ARB# 29-02 as presented.

#### **Recorded vote on the motion:**

Aye: Ms. Williams, Mr. Freiling, Mr. Williams, Mr. Brendel, Mr. Walker,  
and Mr. Sandbeck.  
Nay: None.  
Absent: Mr. Spence.  
Abstain: None.

### **ARB**

#### **SIGN #12-02 Rocky's Ice Cream/1351 Richmond Road – Free-standing Sign**

Mr. Tessino was present to discuss the revised "Rocky's Ice Cream" freestanding sign based on comments from the last meeting. Ms. Williams asked if the letter "R" in Rocky's on the sign would project off the sign. Mr. Tessino noted the "R" in Rockies would not project off the face of the sign because the red line going around the lettering was just an accent and not the actual sign boarder, which will encase everything shown in the picture. Board members asked if two font sizes were proposed for the sign. Mr. Tessino clarified that only two font were proposed for the lettering, one for Rocky's with the remaining lettering being a different font.

Mr. Williams motioned to approve ARB Sign# 12-02 conditioned upon the lighting and landscaping being installed to match the "Whitley Peanut" sign.

#### **Recorded vote on the motion:**

Aye: Ms. Williams, Mr. Freiling, Mr. Williams, Mr. Brendel, Mr. Walker,  
and Mr. Sandbeck.  
Nay: None.  
Absent: Mr. Spence.  
Abstain: None.

**Architectural Preservation District**

**ARB# 111-01 WRHA/733 Scotland Street – New Single Family Dwelling  
( porch railing)**

Jim Gurganus, Williamsburg Housing Authority, was present to discuss the porch railing for the dwelling at 733 Scotland Street. He presented the Board a sample of the “Perma Porch Railing System” for the front porch. He noted that it was made from the same material that was approved by the Board for the trim and noted that this railing was low maintenance. A general discussion followed with the Board agreeing that the material would be fine since similar material was approved for the house trim and the material did not give a glossy appearance like vinyl.

Mr. Williams motioned to approve the “Perma Porch Railing System” for ARB# 111-01.

**Recorded vote on the motion:**

Aye: Ms. Williams, Mr. Freiling, Mr. Williams, Mr. Brendel, Mr. Walker,  
and Mr. Sandbeck.  
Nay: None.  
Absent: Mr. Spence.  
Abstain: None.

**Others**

**Minutes of March 26, 2002 meeting**

The minutes were approved with minor changes as noted by Chairman Williams.

There being no further business, the meeting was adjourned at 8:00 pm.

Jason Beck  
Zoning Officer